ORDINANCE NUMBER 5

SERIES 1953

In the Matter of the Vacation of the following streets situate in the City of Elgin, Union County, Oregon, to-wit: THAT PORTION OF DEPOT STREET lying between Blocks 25 and 13 of Hindman's Addition to the City of Elgin, Union County, Oregon, and the Oregon-Washington Railroad and Navigation Company right of way, commencing at the north boundary line of Detroit Street, at the intersection of Depot Street, N. Seventh Avenue and said Detroit Street, thence extending northeast to the Grande Ronde River; THAT PORTION OF N. SEVENTH AVENUE lying between Block 25 of Hindman's Addition to the City of Elgin, Union County, Oregon, and the Oregon-Washington Railroad & Navigation Company right of way commencing at the north boundary line of Detroit Street, at the intersection of Depot Street, N. Seventh Avenue and said Detroit Street, thenceextending North to Depot Street; THAT PORTION OF EVANSTON STREET lying between Blocks 13 and 25-26 of Hindman's Addition to the City of Elgin, Union County, Oregon, commencing at the east boundary line of Depot Street, at the intersection of Evanston Street and Depot Street, thence extending east to the Grande Ronde River; THAT PORTION OF N. SIXTH AVENUE lying between Lots 1 to 6 inclusive, Block 25, and lots 19 to 24 inclusive, Block 26, Hindman's Addition, commencing at the south lines of said lots 6 and 19, thence extending north to the intersection of N. Sixth Avenue and Evanston Street; all according to the recorded plat of said streets and Hindman's Addition to the City of Elgin, Union County, Oregon.

AN ORDINANCE vacating the streets hereinabove described.

WHEREAS, A petition to vacate the above described streets was filed with the City Recorder of the City of Elgin, Oregon, and by him examined and found sufficient, under the provisions of Oregon Compiled Laws Annotated, Section 95-1331, et seq. and the Charter of the City of Elgin, Oregon, and thereafter on the 6th day of May, 1953, was duly filed by said Recorder and the petitioner notified that the same would come before the City Council on the 3rd day of June, 1953, at the hour of 7:30 o'clock P.M., and

WHEREAS the City Council of the City of Elgin, Oregon, at said time determined that no reason manifestly existed why such petition should not be allowed in full and that a notice thereon should be given by publication in a newspaper and

WHEREAS Wednesday, the 5th day of August, 1953, was deemed a proper date for hearing and considering any objection or remonstrance in writing thereon by said Council and said Council passed its Resolution Number 2, Series 1953, providing that a hearing be held at 7:30 o'clock P.M. on Wednesday, the 5th day of August, 1953, in the City Council Room in the City Hall in the City of Elgin, on said petition and on any objections or remonstrances thereto which might be made in writing and filed with the City Recorder prior to the time of hearing and directing the City Recorder to give notice of such hearing by publication in the Elgin Recorder once a week for four consecutive weeks and by posting a copy thereof at or near each end of said proposed vacation and

WHEREAS Such notice was published in the Elgin Recorder once a week for four consecutive weeks as is more fully shown by the affidavit of publication heretofore filed herein and was posted

as required by statute as is more fully shown by the affidavit of A. P. Miller heretofore filed herein, and

WHEREAS said petition was heard and considered by said Council on Wednesday, the 5th day of August, 1953, at 7:30 o'clock P.M. in the City Council Room at the City Hall in the City of Elgin, Oregon, and no objections or remonstrances thereto had been filed in writing with the City Recorder prior to the time of hearing, and

WHEREAS the consent of the owners of the requisite area under the statutes hereinabove referred to has been obtained and the public interest will not be prejudiced by the vacation, and the Council being fully advised in the premises,

THE CITY OF ELGIN DOES ORDAIN AS FOLLOWS:

Section 1. That the consent of the owners of the requisite area has been obtained under the provisions of Oregon Compiled Laws Annotated, Section 95-1331, et seq.

Section 2. That notice has been duly given under the provisions of Oregon Compiled Laws Annotated, Section 95-1331, et seq.

Section 3. That the public interest will not be prejudiced by the vacation petitioned for.

Section 4. That the determinations hereinabove set forth are hereby made a matter of record.

Section 5. That the petition of Associated Seed Growers, Incorporated, The Oregon-Washington Railroad & Navigation Company and Stella Mayfield in the above entitled matter is hereby allowed and the following described streets in the City of Elgin, Union County, Oregon, be and the same are hereby vacated:

> THAT PORTION OF DEPOT STREET lying between Blocks 25 and 13 of Hindman's Addition to the City of Elgin, Union County, Oregon, and the Oregon-Washington Railroad & Navigation Company right of way, commencing at the north boundary line of Detroit Street, at the intersection of Depot Street, N. Seventh Avenue and said Detroit Street, thence extending northeast to the Grande Ronde River; THAT PORTION OF N. SEVENTH AVENUE lying between Block 25 of Hindman's Addition to the City of Elgin, Union County, Oregon, and the Oregon-Washington Railroad & Navigation Company right of way commencing at the north boundary line of Detroit Street, at the intersection of Depot Street, N. Seventh Avenue and said Detroit Street, thence extending North to Depot Street; THAT PORTION OF EVANSTON STREET lying between Blocks 13 and 25-26 of Hindman's Addition to the City of Elgin, Union County, Oregon, commencing at the east boundary line of Depot Street, at the intersection of Evanston Street and Depot Street, thence extending east to the Grande Ronde River; THAT PORTION OF N. SIXTH AVENUE lying between lots 1 to 6 inclusive, Block 25, and lots 19 to 24 inclusive, Block 26, Hindman's Addition, commencing at the south lines of said lots 6 and 19, thence extending north to the intersection of N. Sixth Avenue and Evanston Street; all according to the recorded plat of said streets and Hindman's Addition to the City of Elgin, Union County, Oregon,

PASSED and ADOPTED this 5th day of August, 1953, by 5 Councilmen voting therefor.

ATTEST:

A P Mueller
City Recorder

APPROVED this 5th day of August, 1953.

Reg C. Roulet
Mayor